

E-RATE ONLINE

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SEP 12 2014

FCC Mail Room

September 3, 2014

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Washington, DC 20554

Re: Appeal
Douglas County School District
Funding Year 2011
Form 471 807467
Funding Request Number 2210117
CC Docket No. 02-6

Dear Secretary Dortch:

This is a petition for reconsideration of an Administrator's Decision on Appeal by USAC for the Douglas County School District. The request for review was filed regarding a denial of a deadline extension request for the district.

An Invoice Deadline Extension Request was filed requesting additional time to file invoices on FRN 2210117 filed under FCC Form 471 #807467. This Extension Request was denied for the following reason:

"Current guidelines and procedures require Invoice Deadline Extension requests to be filed by the end of the relevant invoice receipt period for the service category of the FRN requiring an extension (120 days after the end of the service delivery date). The extension request was not filed in a timely manner, so it is denied."

This explanation explicitly contradicts information provided on USAC's website, available to all applicants. The explanation above essentially states that an Invoice Extension Request must be filed before the deadline to file an Invoice passes.

However, on USAC's webpage regarding Invoicing (<http://www.usac.org/sl/applicants/step07/default.aspx>), under "Filing Deadline" section it is stated:

"You must file and your service provider must approve BEAR Forms no later than 120 days after the last day to receive service or 120 days after the FCC Form 486 Notification Letter date, whichever is later. If you miss this deadline you can request an invoice deadline extension."

It is also stated on the Invoice Extension page (<http://www.usac.org/sl/applicants/step07/invoice-extensions.aspx>):

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"If an applicant or service provider has missed the deadline for submitting an invoice – FCC Form 472 (BEAR Form) or FCC Form 474 (SPI Form) – the applicant or service provider must request an extension of the deadline before a new invoice can be submitted."

USAC's denial reason for this Invoice Deadline Extension Request explicitly contradicts USACs rules and guidelines provided to the applicants, which indicates that a Deadline Extension must be filed after 120 days past the end of the service delivery date, not before as the Denial Explanation indicates.

Also, while no flaw in the reason behind the Extension Request is listed in USACs decision, per USAC's "Conditions for Extensions", FCC Form 472's fall under "Documentation requirements that necessitate third-party contact or certification per the Form's Block 4: Service Provider Acknowledgement. Due to changes in personnel and a denied original reimbursement request, it was not possible for the Douglas County School District to file for reimbursements within the original time allotted. .

As such, due to the contradiction between USAC's Denial Explanation and USAC's Conditions for Extensions, I request that the Invoice Deadline Extension Request for the Douglas County School District FCC Form 471 #807467, FRN 2210117 be reconsidered, as other applications for the same issue and funding year have.

If you have any questions please don't hesitate to contact me.



Mary Jo Sagnella
Director of Operations
E-RATE ONLINE, LLC
856 Main Street
Monroe, CT 06468
203 445-9577

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Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2011-2012

July 21, 2014

Mary Jo Sagnella
E-Rate Online LLC
856 Main Street
Monroe, CT 06468

Re: Applicant Name: DOUGLAS CO SCHOOL DIST R E I
Billed Entity Number: 142133
Form 471 Application Number: 807467
Funding Request Number(s): 2210117
Your Correspondence Dated: June 25, 2014

After thorough review and investigation of all relevant facts, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of USAC's Funding Year 2011 Administrator's Decision on Invoice Deadline Extension Request Letter for the Application Number indicated above. This letter explains the basis of USAC's decision. The date of this letter begins the 60 day time period for appealing this decision to the Federal Communications Commission (FCC). If your Letter of Appeal included more than one Application Number, please note that you will receive a separate letter for each application.

Funding Request Number(s): 2210117
Decision on Appeal: **Denied**
Explanation:

- Current invoice deadline guidelines and procedures require that Invoice Deadline Extension requests be filed by the end of the relevant invoice receipt period for the service category of the FRN requiring an extension. The invoice receipt deadline is 120 days after the end of the service delivery date or 120 days after the date of the Form 486 Notification Letter, whichever is later. USAC denied your request for Invoice Deadline Extension because the request was not filed in a timely manner. Since USAC's decision was consistent with Invoice Deadline Extension guidelines, your appeal is denied.

Since your appeal was denied in full, dismissed or cancelled, you may file an appeal with the FCC. Your appeal must be postmarked within 60 days of the date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. You

should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found under the Reference Area/"Appeals" of the SLD section of the USAC website or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company

cc: Jim Shank